

# **Neighbourhood Programme Lithuania – Poland – Kaliningrad**

## **Programme Implementation Structure and Division of Competences**

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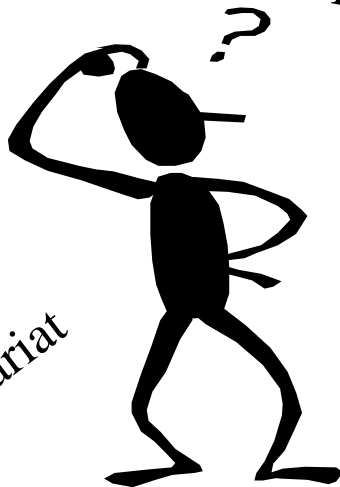
Rules of Procedure of the  
JMSC

Neighbourhood Programme

Memorandum of Understanding

Subsidy Contract

Programme Complement



Article 5 Declaration

Rules of Procedure  
of the Joint Technical Secretariat

EU legislation on Structural  
Funds, INTERREG III  
guidelines



# Legal Framework

## Main documents:

- Provisions on EU Structural Funds
- Programme documents (NP, PC)
- Memorandum of Understanding between the Member States
- Article 5 Declaration
- Rules of Procedures of the JMSC, JTS
- Subsidy Contract



# Main provisions on EU Structural Funds relevant for the NP:

- Council Regulation (EC) No **1260/1999** – on Structural Funds
- Regulation (EC) No 1783/1999 – on ERDF
- Commission Regulations (EC):
  - > No **1685/2000**+No **448/2004** – Eligibility of expenditure
  - > No 438/2001, No 448/2001, No. 2355/2002 – Management and control systems, Financial corrections
  - > No 1159/2000 – on information and publicity measure
- C(2001) 1101 - INTERREG III guidelines
- ...



# System for Programme Management and Controls

- Structures and procedures have to be established in accordance with the requirements of the EU legislation (on Structural Funds, financial management and controls, accountancy, public procurement, publicity and information, state aids, intellectual property, compliance with other policies (environment, equal opportunities), etc.)
- Most relevant legal acts affecting Neighbourhood Programme LT-PL-KGrad listed in a separate Memo
- Main legal documents describing the system – Memorandum of Understanding, Article 5 Declaration and description of Programme's audit trail



# Stages in Programme Implementation

Design of Programme policy documents, as well as programme implementation procedures and related documents

Application

Assessment

Decision making

Contracting

Implementation

Reporting

Monitoring and controls

Payments

Evaluation



# Challenges in NP

- More than one country involved in Programme implementation
- Competence of auditing and control bodies does not extend beyond the national borders

For the purposes of ensuring proper controls, colleagues are needed in partner country



# Memorandum of Understanding

- **Designation of competent authorities**
- **Description of their competences**
- **Description of main elements of Programme implementation**
- **Description of interaction between the different bodies**

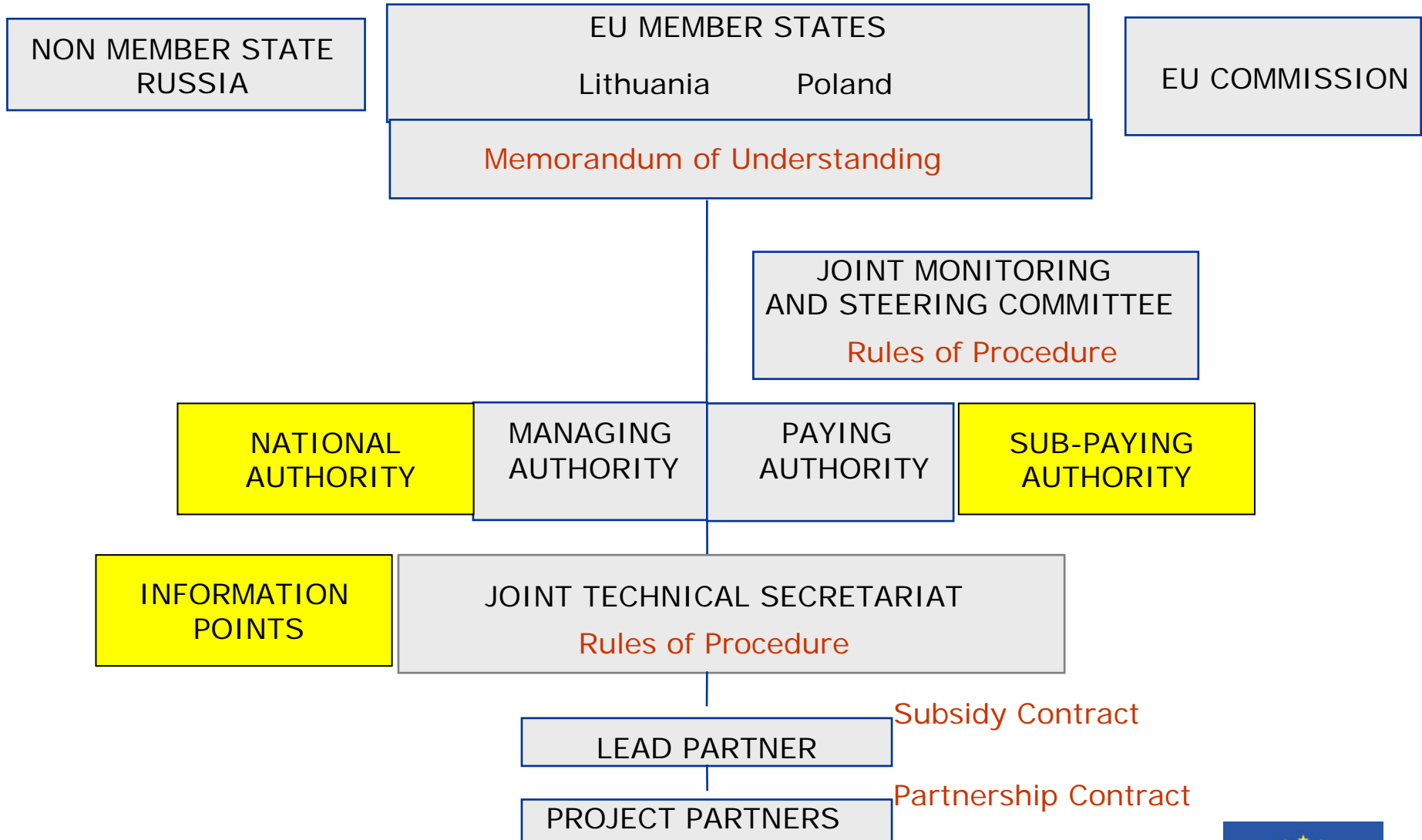


# System: Main Bodies

- **Decision making:** Monitoring Committee and Steering Committee; In case of NP – a single body Joint Monitoring and Steering Committee
- **Implementation:** Managing Authority (MoI, LT), National Authority (NA), Paying Authority (MoF, LT), Sub-Paying Authority (MoF, PL), Joint Technical Secretariat (MoI, LT), Intermediary Bodies (Voivodship offices in PL), info points in PL
- **Controls:** 100% checks (1st level) – MA and NA (via IBs), sample checks (2nd level) – bodies independent from implementation, winding-up (3rd level) – bodies independent from implementation and 2nd level controls



Neighbourhood Programme + Programme Complement



# **Joint Monitoring and Steering Committee (JMSC) – Composition**

**Representatives of LT, PL, Russia – national and regional / local level**

**Representatives of MA, NA, PA, Sub-PA, JTS and IBs (in advisory capacity)**

**Representatives of European Commission (in advisory capacity)**

**Representatives of Euroregions**

**Representatives of social and economic partners, environmental organisations, etc.**



# **JMSC – Tasks**

**Decides on Programme Complement and its amendments**

**Decides on amendments to CIP**

**Monitors implementation of Programme, achievement of its objectives**

**Approves main legal and procedural documents, Rules of Procedures**

**Selects projects**

**Monitors project implementation, decides on alterations, if necessary**

**Approves Annual Programme Report**

**Approves work plan for JTS**



# **Managing Authority (MA) (Lithuanian Ministry of Interior) – Tasks**

**Development of Programme procedures**

**Management of application, assessment,  
contracting, reporting and monitoring  
processes**

**Responsibility for 100% (1st level) controls**

**Hosting JTS and delegating the relevant  
task to it**

**Ensuring publicity and information about  
the Programme and projects**

**Servicing JMISC**



# National Authority (NA) (Polish Ministry of Economy and Labour) – Tasks

Copying MA on Polish side (?)

Tasks not yet completely clear and not discussed among the partners



# **Paying Authority (PA) (Lithuanian Ministry of Finance) – Tasks**

**Holder of single bank account**

**Preparing and submitting payment  
applications to the Commission**

**Receiving payments from the Commission**

**Payments to Lithuanian final beneficiaries  
and Sub-Paying Authority**



# **Sub-Paying Authority (Sub-PA) (Polish Ministry of Finance) – Tasks**

**Established to ensure money transfers to  
Polish final beneficiaries**

**Holder of bank account in Poland**

**Preparing and submitting payment  
applications to the Paying Authority**

**Receiving payments from the PA**

**Payments to Polish final beneficiaries (via  
Intermediate Bodies)**



# Joint Technical Secretariat (JTS) (hosted by Lithuanian Ministry of Interior) – Tasks

MA tasks delegated to it (most of the tasks  
except 100% controls)

PA tasks delegated to it (mainly related to  
production of reports and statistics and  
inputs for payment requests)

